

APPLICANT: Quinton Yves Zondervan  
SERIAL NO.: 09/481,511  
DOCKET NO.: 23452-087

49-66)” (see page 2, paragraph number 3 of the December 26, 2002 Office Action). Applicant respectfully submits that Woltz et al. is directed to a system that “enables a sender to *simultaneously* transmit an e-mail message to a user having one or more e-mail boxes 24 and 26 and one or more pagers 28 and 30” (emphasis added, see col. 3, lines 20-25). Since an e-mail message is *simultaneously* transmitted by host computer 34 to e-mail box 24 (i.e., first terminal device) and pager 28 (i.e., second terminal device), the host computer 34 does not transmit to the pager 28 based on any condition related to the e-mail box 24. ✓

The Examiner acknowledges that Woltz et al. is deficient because it does not disclose at least two terminal devices associated with a common user (see page 3 of the December 26, 2002 Office Action), and therefore relies on Lazaridis et al. for disclosing this feature. Furthermore, regarding claims 8 and 14, the Examiner acknowledges that Woltz et al. fails to transmit the electronic message to the wireless terminal device upon a determination of the status of the common user at the first terminal device (see pages 4 and 5 of the December 26, 2002 Office Action).

Even if Lazaridis et al. discloses at least two terminal devices associated with a common user, Applicant respectfully submits that there is no motivation in Lazaridis et al. to modify Woltz et al. to enable the host computer 34 to transmit an electronic message to the pager 28 based on any condition related to the e-mail box 24. In fact, such a modification would involve completely reconstructing the device disclosed in Woltz et al. and would negate an object of Woltz et al. ‘s invention of *simultaneously* transmitting an e-mail message to a user having one or more e-mail boxes 24 and 26 and one or more pagers 28 and 30. H

In view of the foregoing differences between claims 1, 8, 14, and 15 and the cited prior art, Applicants respectfully submit that the Examiner has failed to establish a prima facie case of obviousness rejection under §103 based on Woltz et al. in view of Lazaridis et al. Thus, claims 1, 8, 14, and 15 are believed to be allowable over these references and claims 2-7, 9-13, and 16-20 are believed to be allowable at least by virtue of their dependency.

Applicant respectfully submits that this application is in condition for allowance and such disposition is earnestly solicited. If the Examiner believes that a telephone conference or

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interview would advance prosecution of this application in any manner, the undersigned attorney stands ready to conduct such a conference at the convenience of the Examiner.

It is believed that no other fees are due in connection with filing this Response. In the event that it is determined that fees are due, however, the Commissioner is hereby authorized to charge the undersigned's Deposit Account No. 50-0311.

Dated: March 26, 2003

Respectfully submitted,



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PATENT & TRADEMARK OFFICE

A handwritten signature in black ink, appearing to read 'Sean L. Ingram', with a horizontal line drawn through the signature.

Sean L. Ingram

Registration No.: 48,283

(for James G. Gatto, Reg. No. 32,694)

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND  
POPEO P.C.

12010 Sunset Hills Road, Suite 900

Reston, Virginia 20190

703-464-4806